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CAMPBELL S. BURKE
CLERK. IDAHO

Attorneys for: Debtor-in-Possession

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF IDAHO

| | | |
|---------------------------------|---|-----------------------------|
| In Re: |) | |
| |) | Case No. 02-20218 |
| FRANK CHAPIN and SYDNEY CHAPIN, |) | |
| |) | APPLICATION FOR APPOINTMENT |
| Debtors-in-possession. |) | OF ATTORNEY AND NOTICE |
| _____ |) | |

DEBTORS-IN-POSSESSION in the bankruptcy for the above-entitled estate petitions the Court to approve hiring the law firm of ELSAESSER JARZABEK ANDERSON MARKS & ELLIOTT, CHTD., P.O. Box 1049, Sandpoint, Idaho 83864, as attorneys for the Debtor-in-Possession in this case. This Petition is brought pursuant to Bankruptcy Rule 2014.1, and is based on the following:

1. Legal advice and assistance is needed by the Debtor-in-Possession in order to propose and have confirmed a Chapter 11 Plan of Reorganization.

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2. Subject to the approval of any application for compensation by this Court, the proposed arrangement for compensation of these attorneys shall be as follows:

| | |
|----------------|----------------|
| Ford Elsaesser | \$200 per hour |
| Bruce Anderson | \$175 per hour |
| Lisa Powell | \$ 40 per hour |
| Deena Anderson | \$ 40 per hour |

3. To the best of applicant's knowledge, there are no connections of the persons proposed to be employed with the debtor, creditors, other parties in interest, and the U.S. Trustee.

4. Debtor has paid counsel \$2,500.00 pre-petition for services rendered pre-petition and the \$830.00 filing fee.

5. Counsel holds a pre-petition retainer in its trust account in the amount of \$21,658.00.

WHEREFORE, the Debtor-in-Possession respectfully requests that the Court enter an order approving the employment of the law firm of Elsaesser Jarzabek Anderson Marks & Elliott, Chtd. to serve as counsel to the debtor herein.

DATED this 28TH day of FEBRUARY, 2002.


Frank Chapin


Sydney Chapin

NOTICE

NOTICE IS HEREBY GIVEN that any opposition to the above Application must be filed with the Clerk of the United States Bankruptcy Court, and must be served upon the undersigned counsel not later than **fourteen (14)** days from the date of this Notice. If no objection is timely filed and served, the relief requested may be granted without a hearing.

Pursuant to LBR 2002-2(c), any objection shall state briefly the grounds therefor. If an objection is filed, the opposing party must comply with LBR 2002-2(e)(2) and (3), which states, in part, that counsel for the objecting party shall be responsible for contacting the calendar clerk and obtaining a hearing date and notifying the moving party and all other parties as required by this rule. Failure to obtain and notice a hearing within thirty (30) days after filing the objection will waive the objection and allow entry on an order. Any party requesting a hearing date from the calendar clerk (or in open court) shall file the notice of hearing and related pleadings at least five (5) days prior to the scheduled hearing date. Failure to do so may result in the hearing being removed from the calendar.

DATED this 28th day of February, 2002.

ELSAESSER JARZABEK ANDERSON
MARKS & ELLIOTT, CHTD.



Bruce A. Anderson

CERTIFICATE OF MAILING


I HEREBY CERTIFY that on this 28th day of February, 2002, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

U.S. Trustee
P.O. Box 110
Boise, ID 83701

☒ U.S. MAIL
☐ HAND DELIVERED
☐ OVERNIGHT MAIL
☐ FACSIMILE

Attached Mailing Matrix

☒ U.S. MAIL
☐ HAND DELIVERED
☐ OVERNIGHT MAIL
☐ FACSIMILE



Bruce A. Anderson
Attorney at Law

Advanced Physical Therapy
1905 Pine Street
Sandpoint, ID 83864

AT&T
Customer Care
P.O. Box 3611
Bothell, WA 98041

Bonner General Hospital
520 N. Third Ave.
Sandpoint, ID 83864

Check Rite
P.O. Box 661158
Chicago, IL 60666

Discover Card
P.O. Box 30395
Salt Lake City, UT 84103

Estate of Christina Leaf
c/o Joseph P. Delay
601 West Main, Ste 1212
Spokane, WA 99201

First National Bank of Montana
P.O. Box 1588
Libby, MT 59923

Internal Revenue Service
IRS Special Procedures
550 West Fort Street
Boise, ID 83724

John C. Wagner
c/o William Schroeder
717 West Sprague, Ste 1200
Spokane, WA 99201

Linda Wagner
c/o William Schroeder
717 West Sprague, Ste 1200
Spokane, WA 99201

American Lutheran Church
c/o William Schroeder
717 West Sprague Ave., Ste 1200
Spokane, WA 99201

Bonner County Tax Collector
215 South First Ave.
Sandpoint, ID 83864

Bonner Physical Therapy
1327 Superior Street
Sandpoint, ID 83864

Daniel Wagner
c/o William Schroeder
717 West Sprague Ave., Ste 1200
Spokane, WA 99201

Donald Wagner
c/o William Schroeder
717 W. Sprague, Ste 1200
Spokane, WA 99201

Estate of Wilbur Leaf
c/o Joseph Delay
601 West Main, Ste 1212
Spokane, WA 99201

Ford Motor Credit
c/o Payoff Correspondence
P.O. Box 543099
Omaha, NE 68154

Jay & Nancy Whitson
1923 E. Buena Vista Drive
Tempe, AZ 85284

Karen Saxowsky
c/o William Schroeder
717 West Sprague, Ste 1200
Spokane, WA 99201

Lynette J. Brekke
c/o William Schroeder
717 West Sprague, Ste 1200
Spokane, WA 99201

American Red Cross
c/o William Schroeder
717 West Sprague Ave., Ste 1200
Spokane, WA 99201

Bonner County Treasurer
215 S. First Ave.
Sandpoint, ID 83864

Capitol One
P.O. Box 85015
Richmond, VA 23285

Deaconess Medical Center
c/o Allen Ruben
720 West Boone, Ste 200
Spokane, WA 99201

Douglas Cipriano, MD
1327 Superior
Sandpoint, ID 83864

Finney & Finney
120 Lake Street
Sandpoint, ID 83864

Internal Medicine
207 Church Street
Sandpoint, ID 83864

Jerilyn A. Klungtvedt
c/o William Schroeder
717 West Sprague, Ste 1200
Spokane, WA 99201

Lincaire, Inc.
P.O. Box 3387
Spokane, WA 99220

Providian Financial
P.O. 9539
Manchester, NH 03108

Robert Kovacevich
W. 818 Riverside Ave., Ste 530
Spokane, WA 99201

Robert Kovacevich, PLLC
c/o Timothy Graham
1420 Fifth Ave, Ste 4100
Seattle, WA 98101

Sears Roebuck
P.O. Box 182149
Columbus, OH 43218

Selkirk Medical
c/o IC Systems, Inc.
444 Hwy 96 E.
St. Paul, MN 55164

Sunrise Credit Services, Inc.
2174 Jackson Ave
Scaford, NY 11783

Toro Viejo II, Inc.
9510 Government Way
Coeur d' Alene, ID 83814

U.S. Trustee
P.O. Box 110
Boise, ID 83701